

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	
GENOVA BURNS LLC Daniel M. Stolz, Esq. Donald W. Clarke, Esq. Gregory S. Kinoian, Esq. dstolz@genovaburns.com dclarke@genovaburns.com gkinoian@genovaburns.com 110 Allen Road, Suite 304 Basking Ridge, NJ 07920 Tel: (973) 467-2700 Fax: (973) 467-8126 <i>Proposed Local Counsel for the Official Committee of Talc Claimants</i>	BROWN RUDNICK LLP David J. Molton, Esq. Michael S. Winograd, Esq. dmolton@brownrudnick.com mwinograd@brownrudnick.com Seven Times Square New York, NY 10036 Tel: (212) 209-4800 Fax: (212) 209-4801 and Jeffrey L. Jonas, Esq. Sunni P. Beville, Esq. Eric R. Goodman, Esq. jjonas@brownrudnick.com sbeville@brownrudnick.com egoodman@brownrudnick.com One Financial Center Boston, MA 02111 Tel: (617) 856-8200 Fax: (617) 856-8201 <i>Proposed Co-Counsel for the Official Committee of Talc Claimants</i>
OTTERBOURG PC Melanie L. Cyganowski, Esq. Adam C. Silverstein, Esq. Jennifer S. Feeney, Esq. mcyganowski@otterbourg.com asilverstein@otterbourg.com jfeeney@otterbourg.com 230 Park Avenue New York, NY 10169 Tel: (212) 905-3628 Fax: (212) 682-6104 <i>Proposed Co-Counsel for the Official Committee of Talc Claimants</i>	MASSEY & GAIL LLP Jonathan S. Massey, Esq. Rachel S. Morse, Esq. jmassey@masseygail.com rmorse@masseygail.com 1000 Maine Ave. SW, Suite 450 Washington, DC 20024 Tel: (202) 652-4511 Fax: (312) 379-0467 <i>Proposed Special Counsel for the Official Committee of Talc Claimants</i>
In re: LTL MANAGEMENT LLC,¹ Debtor.	Chapter 11 Case No.: 23-12825 (MBK) Honorable Michael B. Kaplan

¹ The last four digits of the Debtor's taxpayer identification number are 6622. The Debtor's address is 501 George Street, New Brunswick, New Jersey 08933.

LTL MANAGEMENT LLC,

Plaintiff,

v.

THOSE PARTIES LISTED ON APPENDIX A
TO COMPLAINT and JOHN AND JANE DOES
1-1000,

Defendants.

Adv. No.: 23-01092 (MBK)

**APPELLANT TCC’S STATEMENT OF ISSUES ON APPEAL AND
DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL
AS TO STAY OPINION AND ORDER**

Pursuant to Rule 8009(a) of the Federal Rules of Bankruptcy Procedure, the Official Committee of Talc Claimants (the “TCC”) of LTL Management LLC, by and through its undersigned proposed counsel, respectfully submits the following statement of issues to be presented on appeal and designation of items for inclusion in the record on appeal in connection with the TCC’s appeal from the following opinions and orders: the April 25, 2023 *Order Dissolving Temporary Restraining Order, Extending the Automatic Stay, and Granting Limited Preliminary Restraints* (Dkt. 91, Adv. Pro. 23-01092-MBK) (the “Stay Order”) and the related April 27, 2023 *Memorandum Opinion* (Dkt. 94, Adv. Pro. 23-01092-MBK) (the “Stay Opinion”) and, collectively, the “Stay Order and Opinion”).

STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL

1. Whether the Bankruptcy Court applied the incorrect legal standard and incorrect burden of proof in issuing the Stay Order and Opinion.
2. Whether the Bankruptcy Court committed reversible error in concluding that the “debtor need only show the possibility that it will succeed,” Stay Opinion at 16, and a “possibility of a successful reorganization,” *id.* at 23.

3. Whether the bankruptcy court erred in finding that the Debtor showed a reasonable probability of a successful reorganization given that the Debtor cannot show the requisite good faith under §1112(b), because, among other things, the Debtor lacks financial distress; fraudulently gave up tens of billions of dollars in support from Johnson & Johnson (“J&J”) under the 2021 Funding Agreement for no consideration; deliberately worsened its financial condition in an effort to become eligible for bankruptcy; and because the Debtor is a shell company that was created in bad faith solely to evade Bankruptcy Code requirements and Bankruptcy Court supervision that would have applied in a bankruptcy of the Debtor’s corporate predecessors.

4. Whether the Bankruptcy Court committed reversible error in failing to treat the Debtor’s lack of good faith as a “gating” issue that precluded the issuance of the PI Order under the Third Circuit’s decision in *In re LTL Management, LLC*, 64 F.4th 84 (2023).

5. Whether the Bankruptcy Court failed to properly follow the Third Circuit’s decision explaining that the Bankruptcy Court’s previous preliminary injunction ruling “lack[ed] full discussion” of “pertinent factors,” including (i) non-debtor J&J’s independent tort liability for its “independent, post-1979 conduct”; (ii) language in 1979 transfer agreement limiting LTL’s assumed liabilities to those “allocated on the books or records of J&J as pertaining to the BABY Division” (books and records LTL never examined); and (iii) limits on indemnification obligations for punitive-damages liability. 64 F.4th at 108 n.16.

6. Whether the Bankruptcy Court committed legal error by construing 11 U.S.C. §362(a)(1) as applying to direct claims against non-debtors with their own independent liability.

7. Whether the Bankruptcy Court erred and/or abused its discretion by granting stay relief to non-debtor affiliates, insurers, and retail distributors of the Debtor, where, among other things, (a) the Debtor’s ultimate parent company, non-debtor J&J, manufactured the grounds for

extending the stay, for its own benefit, on the eve of the bankruptcy, (b) the liabilities on which the Bankruptcy Court relied to extend the stay would not result in any impact on the Debtor's estate, (c) such non-debtors such as J&J have been found to have talc-related liability independent from that of the Debtor, and/or (d)(i) the 1979 transfer agreement in favor of J&J, by its plain words, is inapplicable, (ii) any tenders of defense to retailers, to the limited extent produced, were not absolute and unconditional, and/or (iii) res judicata, collateral estoppel and record taint principles did not warrant a breathtaking expansion of the automatic stay to hundreds of non-debtors.

8. Whether the Bankruptcy Court erred and/or abused its discretion by construing and applying § 362(a)(3) to grant stay relief with respect to direct claims against non-debtor affiliates, insurers, and retail distributors of the Debtor on the facts here, where, among other things, (a) any insurance policies available to the Debtor are not property of the estate and would not be depleted by continuing the litigation at issue, and/or (b) the claims sought to be stayed are not property of the Debtor.

9. Whether the Bankruptcy Court erred in concluding that subject matter jurisdiction exists to authorize the Stay Order where the litigations, if not stayed, would not (a) impact the Debtor's estate, (b) deplete any insurance coverage available to the Debtor, (c) involve any absolute indemnification obligations or (d) implicate res judicata, collateral estoppel, and record taint principles.

10. Whether the Bankruptcy Court erred in relying on the application of non-debtor insurance policies that the Bankruptcy Court previously acknowledged were "disputed, and no definitive determination has been made as to exhaustion" and where the Bankruptcy Court further acknowledged that "[a]dmittedly, the record in the instant case is not as sufficiently developed

with respect to the insurance policies as in some of the other cases that have extended the stay on this basis.”

11. Whether the Bankruptcy Court erred and/or abused its discretion by granting preliminary injunctive relief under 11 U.S.C. § 105(a) where, among other things, (a) the preliminary injunctive relief requested by the Debtor is broader than any final permanent injunction that the Debtor could receive from the Bankruptcy Court, (b) the Debtor cannot avail itself of any right to reorganize under 11 U.S.C. § 524(g), because, among other reasons, the Debtor was not named as a defendant in a lawsuit as of the petition date, as required by the statute, (c) the Debtor would suffer no irreparable harm in the event preliminary injunctive relief were not granted, (d) the balance of hardships weighs in favor of cancer victims and their survivors, (d) the public interest would not be served by the granting of the requested injunctive relief, and/or (e) the Debtor engaged in unclean hands.

12. Whether the Bankruptcy Court had subject-matter jurisdiction to issue the Stay Order.

13. Whether the Bankruptcy Court erred by relying on both Section 362(a) and Section 105(a) of the Bankruptcy Code as sources of authority for extension of the automatic stay and/or injunctive relief to a non-debtor entity in a bankruptcy case.

14. Whether the Bankruptcy Court erred in finding that the Debtor had established sufficient irreparable injury to warrant injunctive relief, even though the Third Circuit opined that further talc litigation would help rather than hinder reorganization by providing the bankruptcy “court with better guideposts when tackling” valuation and estimation. 64 F.4th at 103.

DESIGNATION OF THE RECORD ON APPEAL

Without waiving any arguments on appeal, the TCC designates each of the following documents for inclusion in the record on appeal (including any exhibit, annex, appendix,

addendum, or schedule thereto).² The TCC reserves the right to supplement this designation and the record on appeal.

Documents Filed in Case No. 21-03032-MBK (*LTL Management LLC vs. Those Parties Listed on Appendix A to Complaint, et al.*)

Docket Entries and Other Items – Case No. 21-03032 (MBK)			
Designation No.	Filing Date	Docket No.	Description
1.	03/23/2022	220	Appellant TCC I's Statement of Issues on Appeal and Designation of Items to be Included in the Record on Appeal as to Stay Opinion and Order ³

Documents Filed in Case No. 23-01092-MBK (*LTL Management LLC vs. Those Parties Listed on Appendix A to Complaint, et al.*)

Docket Entries and Other Items – Case No. 23-01092 (MBK)			
Designation No.	Filing Date	Docket No.	Description
2.	04/04/2023	1	Complaint by LTL Management LLC against Those Parties Listed on Appendix A to the Complaint and John and Jane Does 1-1000.
3.	04/04/2023	2	Debtor's Motion for an Order (I) Declaring That the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors, (II) Preliminarily Enjoining Such Actions, and (III) Granting a Temporary Restraining Order Ex Parte Pending a Hearing on a Preliminary Injunction
4.	04/04/2023	3	Exhibit A - Proposed Preliminary Injunction Order
5.	04/04/2023	4	Exhibit B - Proposed Temporary Restraining Order
6.	04/04/2023	5	Declaration of Daniel J. Merrett in Support of Debtor's Complaint for Injunctive Relief and Related Motion
7.	04/04/2023		Debtor's Motion for Approval of Service Procedures for

² Additionally, the TCC incorporates by reference the documents designated by other appellants seeking review of the Stay Order and Opinion to the extent not already included herein.

³ For the avoidance of doubt, the TCC incorporates by reference all of the documents designated by TCC I in *Appellant TCC I's Statement of Issues on Appeal and Designation of Items to be Included in the Record on Appeal as to Stay Opinion and Order* (Dkt. 220, Case No. 21-03032-MBK).

Docket Entries and Other Items – Case No. 23-01092 (MBK)			
Designation No.	Filing Date	Docket No.	Description
		6	Summons, Complaint, and Other Pleadings
8.	04/05/2023	7	Supplemental Declaration of Daniel J. Merrett in Support of Debtor's Complaint for Injunctive Relief and Related Motion
9.	04/05/2023	9	Ex Parte Temporary Restraining Order
10.	04/05/2023	10	Summons Issued to LTL Management LLC for Service on Those Parties Listed on Appendix A to the Complaint and John and Jane Does 1-1000
11.	04/05/2023	11	Motion to Seal re: Certain Confidential Exhibits Related to Debtor's Complaint for Injunctive Relief and Related Motion
12.	04/05/2023	12	Debtor's Application to Shorten Time
13.	04/05/2023	13	Order Granting Application to Shorten Time
14.	04/05/2023	14	Debtor's Letter to Chief Judge Kaplan Regarding Ex Parte Temporary Restraining Order
15.	04/06/2023	15	Amended Ex Parte Temporary Restraining Order
16.	04/07/2023	16	Second Amended Ex Parte Temporary Restraining Order
17.	04/07/2023	17	Debtor's Letter to Chief Judge Kaplan Regarding Ex Parte Temporary Restraining Order
18.	04/10/2023	20	Third Amended Ex Parte Temporary Restraining Order
19.	04/10/2023	27	Ad Hoc Committee of Certain Talc Claimants' Objection to Debtor's Motion to Seal Exhibits Related to Debtor's Complaint for Injunctive Relief
20.	04/16/2023	37	Arnold & Itkin LLP's Objection to Debtor's Preliminary Injunction Motion
21.	04/17/2023	38	United States Trustee's Objection to Debtor's Motion for an Order (i) Declaring that the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors, (ii) Preliminarily Enjoining Such Actions, and (iii) Granting a Temporary Restraining Order Ex Parte Pending a Hearing on a Preliminary Injunction
22.	04/17/2023	39	Official Committee of Talc Claimants' Objection to Debtor's Motion for an Order (I) Declaring that the Automatic Stay Applies or Extends to Certain Actions

Docket Entries and Other Items – Case No. 23-01092 (MBK)			
Designation No.	Filing Date	Docket No.	Description
			Against Non-Debtors, (II) Preliminarily Enjoining such Actions, and (III) Granting a Temporary Restraining Order Ex Parte Pending a Hearing on a Preliminary Injunction
23.	04/17/2023	42	Official Committee of Talc Claimants’ Motion to Seal re: Objection to Debtor's Motion with Exhibits
24.	04/17/2023	43	Kristie Lynn Doyle’s Brief in Opposition to Debtor's Motion for Order Declaring that the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors etc.
25.	04/17/2023	44	Official Committee of Talc Claimants’ Application to Shorten Time
26.	04/17/2023	45	Order Granting Application to Shorten Time
27.	04/17/2023	46	Trevor Barkley’s Brief in Opposition to Debtor's Motion for Order Declaring that the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors etc.
28.	04/17/2023	47	Official Committee of Talc Claimants’ Motion to Intervene in Preliminary Injunction Adversary Proceeding
29.	04/17/2023	48	Official Committee of Talc Claimants’ Application to Shorten Time
30.	04/17/2023	49	Order Granting Application to Shorten Time
31.	04/17/2023	50	Official Committee of Talc Claimants’ Exhibits to Objection
32.	04/17/2023	51	Alison Daugherty’s Brief in Opposition to Debtor's Motion for Order Declaring that the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors etc.
33.	04/17/2023	53	Marlin Lewis Eagles’ Brief in Opposition to Debtor's Motion for Order Declaring that the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors etc.
34.	04/17/2023	54	Susan Jean Bader’s Brief in Opposition to Debtor's Motion for Order Declaring that the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors etc.
35.	04/17/2023	55	Notice of Filing of Supplemented Appendices to Debtor's Verified Complaint for Declaratory and Injunctive Relief
36.	04/17/2023	56	Dean McElroy’s Brief in Opposition to Debtor's Motion for Order Declaring that the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors etc.

Docket Entries and Other Items – Case No. 23-01092 (MBK)			
Designation No.	Filing Date	Docket No.	Description
37.	04/17/2023	57	Objection to the Debtor's Preliminary Injunction Motion and Joinder of Paul Crouch, Individually and as Executor and as Executor Ad Prosequendum of the Estate of Cynthia Lorraine Crouch to the Briefs in Opposition
38.	04/17/2023	58	Evan Plotkins' Joinder to Official Committee of Talc Claimants' Objection
39.	04/17/2023	60	Katherine Tollefson et al.'s Brief in Opposition to Debtors Motion to Extend Stay/For Preliminary Injunction
40.	04/17/2023	61	Travelers Casualty and Surety Company's Limited Objection to Debtor's Preliminary Injunction Motion
41.	04/19/2023	62	Paul Crouch's Supplemental Objection and Designation of Deposition Testimony in Opposition to the Debtor's Preliminary Injunction Motion
42.	04/19/2023	63	Debtor's Letter to Chief Judge Kaplan
43.	04/19/2023	64	Official Committee of Talc Claimants' Response to Debtor's Improper Submission
44.	04/19/2023	65	Katherine Tollefson et al.'s Supplemental Objection to Debtors Motion to Extend Stay/For Preliminary Injunction
45.	04/19/2023	66	Debtor's Exhibit List
46.	04/19/2023	67	Debtor's Deposition Designations
47.	04/20/2023	70	Debtor's Amended Deposition Designations
48.	04/20/2023	71	Official Committee of Talc Claimants' Notice of Submission of Evidence
49.	04/20/2023	76	United States Trustee's Letter to Judge Kaplan Concerning Deposition Designations
50.	04/20/2023	77	Official Committee of Talc Claimants' Objection to Debtor's Exhibit List
51.	04/20/2023	80	Justin and Kathryn Bergeron's Joinder to Objection of the Official Committee of Talc Claimants
52.	04/21/2023	81	Transcript regarding Hearing Held 04/18/23
53.	04/21/2023	82	Transcript regarding Hearing Held 04/20/23
54.	04/21/2023	83	Official Committee of Talc Claimants' Notice of Appeal to District Court

Docket Entries and Other Items – Case No. 23-01092 (MBK)			
Designation No.	Filing Date	Docket No.	Description
55.	04/21/2023	84	Official Committee of Talc Claimants’ Request for Certification of Direct Appeal to Circuit Court
56.	04/22/2023	85	Official Committee of Talc Claimants’ Application to Shorten Time
57.	04/24/2023	86	Debtor’s Objection to Application for Order Shortening Time
58.	04/24/2023	87	Order Granting Application to Shorten Time
59.	04/24/2023	88	Katherine Tollefson’s Motion for Request for Certification of Direct Appeal to Circuit Court
60.	04/24/2023	89	Paul Crouch’s Motion for Request for Certification of Direct Appeal to Circuit Court
61.	04/25/2023	91	Order Dissolving Temporary Restraining Order, Extending the Automatic Stay, and Granting Limited Preliminary Restraints
62.	04/27/2023	94	Opinion Dissolving Temporary Restraining Order, Extending the Automatic Stay, and Granting Limited Preliminary Restraints
63.	04/27/2023	95	Christina Prudencio’s Objection to Debtor’s Confidentiality Designations
64.	04/28/2023	97	Order Approving Service Procedures for Summons, Complaint and Other Pleadings
65.	04/28/2023	98	Official Committee of Talc Claimants’ Letter to the Honorable Michael Kaplan
66.	04/30/2023	99	Katherine Tollefson’s Objection to Confidentiality Designations
67.	05/02/2023	103	Official Committee of Talc Claimants’ Amended Notice of Appeal and Statement of Election
68.	05/02/2023	104	Motion of Ad Hoc Committee of Supporting Counsel to Intervene
69.	05/02/2023	105	Ad Hoc Committee of Supporting Counsel’s Application to Shorten Time
70.	05/03/2023	106	Order Granting Application to Shorten Time
71.	05/05/2023	117	Estate of Melissa Fleming’s Motion to Dismiss Adversary Proceeding
72.	05/05/2023		Robert Gendelman’s Motion to Dismiss Adversary

Docket Entries and Other Items – Case No. 23-01092 (MBK)			
Designation No.	Filing Date	Docket No.	Description
		118	Proceeding
73.	05/08/2023	121	Debtor’s Objection to Motions for an Order Certifying Direct Appeal of Preliminary Injunction Order to the Third Circuit
74.	05/08/2023	123	Official Committee of Talc Claimants’ Objection to Motion of Ad Hoc Committee of Supporting Counsel to Intervene
75.	05/08/2023	124	Ad Hoc Committee of Supporting Counsel’s Omnibus Objection to Motions for Certification of Direct Appeal
76.	05/10/2023	129	Transcript regarding Hearing Held 05/09/23
77.	05/10/2023	130	Transmittal of Record on Appeal to U.S. District Court
78.	05/11/2023	131	Notice of Docketing Record on Appeal to District Court
79.	05/15/2023	133	Order Denying Motions for an Order Certifying Direct Appeal of Preliminary Injunction Order to the Third Circuit
80.	05/15/2023	136	Debtor’s (I) Omnibus Response to Objections to Debtor’s Confidentiality Designations and (II) Objection to Motion to De-Designate Exhibit A of the Term Sheet
81.	05/17/2023	138	Order Granting Motion of Ad Hoc Committee of Supporting Counsel to Intervene in the Adversary Proceeding

Documents Filed in Case No. 23-12825-MBK

Docket Entries and Other Items – Case No. 23-12825 (MBK)			
Designation No.	Filing Date	Docket No.	Description
82.	04/12/2023	126	Transcript regarding Hearing Held 04/11/23
83.	04/21/2023	262	Transcript regarding Hearing Held 04/18/23
84.	04/21/2023	263	Transcript regarding Hearing Held 04/20/2023
85.	05/04/2023	416	Transcript regarding Hearing Held 05/03/2023
86.	05/10/2023	477	Transcript regarding Hearing Held 05/09/2023
87.	05/17/2023	537	Transcript regarding Hearing Held 05/16/2023

Exhibits Admitted in Connection with Stay Hearing⁴

Designation No.	Exhibit No.	Description
TCC'S EXHIBITS		
88.	1	Chapter 11 Petition filed by LTL, Case No. 21-30589
89.	2	Chapter 11 Petition filed by LTL, Case No. 23-12825
90.	3	LTL's Monthly Operating Report for Reporting Period Ended 02/28/2023
91.	4	Term Sheet (Beg. Bates No. LTLMGMT-00002628) ⁵
92.	5	Minutes of Board of Managers of LTL dated March 16, 2023 (Beg. Bates No. LTLMGMT-00002626)
93.	6	Minutes of Board of Managers of LTL dated March 28, 2023 (Beg. Bates No. LTLMGMT-00000001)
94.	7	Plan Support Agreement (Beg. Bates No. LTLMGMT-00001545)
95.	N/A	Declaration of John Kim in Support of First Day Pleadings, Case No. 23-12825 [Dkt. 4]
96.	N/A	Transcript of April 14, 2023 Deposition of John Kim
DEBTOR'S EXHIBITS		
Declaration of John Kim and Exhibits		
97.	1	Declaration of John K. Kim in Support of First Day Pleadings, Case No. 23-12825 ("Kim Decl."), including all exhibits thereto (Beg. Bates No. LTLMGMT00000020)
Plan Support Agreement and Term Sheet		
98.	2	Plan Support Agreement with Kiesel Law LLP (Beg. Bates No. LTLMGMT00000914)
99.	3	Plan Support Agreement with Seeger Weiss LLP (Beg. Bates No. LTLMGMT00001531)
100.	4	Plan Support Agreement with OnderLaw, LLC with claimant list (Beg. Bates No. LTLMGMT00002785)
101.	5	Plan Support Agreement with Johnson Law Group with claimant list (Beg. Bates No. LTLMGMT00003371)
102.	6	Plan Support Agreement with Ferrer Poirot Wansbrough with claimant list (Beg. Bates No. LTLMGMT00003444)

⁴ These exhibits were admitted in connection with the Stay hearing. See *Debtor's Exhibit List* (Dkt. 66, Adv. Pro. 23-01092); *Official Committee of Talc Claimants' Notice of Submission of Evidence* (Dkt. 71, Adv. Pro. 23-01092); April 20, 2023 Tr. (Dkt. 82, Adv. Pro. 23-01092) at 4:19-21 ("the Court is accepting into evidence all of the evidence and designations submitted by both the debtor and the Committee."). Certain of these exhibits and/or portions thereof remain confidential.

⁵ Ex. A to the Term Sheet remains confidential.

Designation No.	Exhibit No.	Description
103.	7	Plan Support Agreement with Liakos Law, APC with claimant list (Beg. Bates No. LTLMGMT00003462)
104.	8	Plan Support Agreement with Linville Law Group with claimant list (Beg. Bates No. LTLMGMT00003480)
105.	9	Plan Support Agreement with Nachawati Law with claimant list (Beg. Bates No. LTLMGMT00003498)
106.	10	Plan Support Agreement with McDonald Worley PC with claimant list (Beg. Bates No. LTLMGMT00003647)
107.	11	Plan Support Agreement with Pulaski Kherkher with claimant list (Beg. Bates No. LTLMGMT00003685)
108.	12	Plan Support Agreement with Slater Slater Schulman LLP with claimant list (Beg. Bates No. LTLMGMT00003882)
109.	13	Plan Support Agreement with Rueb Stoller Daniel, LLP with claimant list (Beg. Bates No. LTLMGMT00003921)
110.	14	Plan Support Agreement with Trammell PC with claimant list (Beg. Bates No. LTLMGMT00003959)
111.	15	Plan Support Agreement with Wisner Baum, LLP with claimant list (Beg. Bates No. LTLMGMT00004005)
112.	16	Plan Support Agreement with Watts Guerra LLC with claimant list (Beg. Bates No. LTLMGMT00004025)
113.	17	Plan Support Agreement with Andres Pereira Firm with claimant list (Beg. Bates No. LTLMGMT00004956)
114.	18	Signature page of Robinson Calcagnie DocuSign Envelope ID: C316F0C6-FFD0-4BFE-904E0C3D7CB2235C (Beg. Bates No. LTLMGMT00000272)
115.	19	Term Sheet (Beg. Bates No. LTLMGMT00002628) ⁶
Board Minutes and Presentations		
116.	20	Minutes of Board of Managers LTL Management LLC (March 16, 2023) (Beg. Bates No. LTLMGMT00002626)
117.	21	Minutes of Board of Managers LTL Management LLC (March 28, 2023) (Beg. Bates No. LTLMGMT00000001)
118.	22	Minutes of Board of Managers LTL Management LLC (April 2, 2023) (Beg. Bates No. LTLMGMT00000006)
119.	23	Presentation to Board of Managers of LTL Management LLC (March 28, 2023) (Beg. Bates No. LTLMGMT00002641)
120.	24	Presentation to Board of Managers of LTL Management LLC (April 2, 2023) (Beg. Bates No. LTLMGMT00002668)

⁶ Ex. A to the Term Sheet remains confidential.

Designation No.	Exhibit No.	Description
Non-Disclosure Agreements		
121.	25	Template non-executed NDA (Beg. Bates No. LTLMGMT00002680)
Organizational Structure		
122.	26	2022 Group Holdings (Beg. Bates No. LTLMGMT00000192)
123.	27	Johnson & Johnson Holdco (NA) Inc. (US -6101) ("Old JJCI") Structure Chart (Beg. Bates No. LTLMGMT00000194)
Valadez-Related Materials		
124.	28	Emory Hernandez Facebook Profile
125.	29	Emory Hernandez Facebook Post (Feb. 27, 2023)
126.	30	Plaintiff's Notices of Deposition for Person(s) Most Qualified, Reyes (July 15, 2020)
127.	31	Plaintiff's Notices of Deposition for Person(s) Most Qualified, Vanklive (Nov. 24, 2020)
128.	32	Plaintiff's Notices of Deposition for Person(s) Most Qualified, Prudencio (Dec. 8, 2020)
129.	33	2022.02.04 Stanford Adv. Med. Center Roy Thoracic Oncology f-u
130.	34	2022.02.11 Stanford Adv. Med. Center Telephone Encounters re High Heart Rate, ED Referral
131.	35	2022.03.04 Stanford Adv. Med Center Roy Diagnosis of Pericardium Primary Mesothelioma
132.	36	2022.03.18 Stanford Adv. Med Center Roy Progress Notes & Infusion Reaction
133.	37	2022.04.09 - 2022.04.10 Stanford Hospital Antineoplastic Chemotherapy
134.	38	2022.08.03 Stanford Tooth Pain Phone Call, Rescheduling, Med Refill Reports
135.	39	2022.08.08 Stanford Cancer Genetics, Treatment, Med Refill Reports
136.	40	Transcript of Deposition of Barry R. Horn, M.D., Valadez v. Johnson & Johnson et al., No. 22-cv012759, Alameda County Superior Court (Mar. 27, 2023)
137.	41	Transcript of Deposition of Annamarie Camacho, Valadez v. Johnson & Johnson et al., No. 22-cv012759, Alameda County Superior Court (Mar. 2, 2023)
138.	42	Valadez - Plaintiff's Letter to ACOR re Dodson Materials (Dodson Reports), sent 2/28/2023
139.	43	Declaration of Ronald F. Dodson, In re LTL Management LLC, 21-30589 (MBK), filed 5/24/022
140.	44	Valadez Deposition Exhibit 4, photo of bottles

Designation No.	Exhibit No.	Description
141.	45	Weaver & Long article entitled, "Chromogenic Characterization: A Study of Kodak Color Prints, 1942-2008"
142.	46	Email from Rivamonte to Roy, with attachments, dated 9/20/2022
143.	47	U.S. Census Bureau QuickFacts
144.	48	Plaintiff's Opposition to Joint Defendant Johnson & Johnson's Motion in Limine No. 2 to Exclude References to LTL Management LLC's Bankruptcy, filed 4/3/2023, Valadez v. Johnson & Johnson et al., No. 22-cv-012759, Alameda County Superior Court
145.	49	Plaintiff's Notice of Deposition of Defendant Johnson & Johnson's Custodian(s) or Records and Person(s) Most Qualified, filed 3/7/2023, Valadez v. Johnson & Johnson et al., No. 22-cv-012759, Alameda County Superior Court
146.	50	Federica Grosso article entitled, "Pericardial Mesothelioma, a Disease for Brave Hearts"
147.	51	Email from Satterley to Brown re: LTL Stay, dated 4/4/2023
148.	52	Letter from Kazan, McClain, Satterley & Greenwood objecting to genetic testing, dated 3/14/2023
Miscellaneous		
149.	53	Birchfield Deposition Exhibit 003 – Beasley Allen Press Release entitled, "Cancer Victims Uniting to Oppose Johnson & Johnson's Latest Bankruptcy Ploy"
150.	54	Murdica Deposition Exhibit 6 – Reuters Article entitled, "J&J talc unit 2nd bankruptcy must be dismissed, cancer victims' lawyers say"
151.	55	Watts Deposition Exhibit 3 – Watts Guerra LLC Press Release entitled, "Watts Guerra LLC & 12 Other Firms Representing Vast Majority of Johnson & Johnson Talc Claimants, Announce Broad Support for New \$8.9 Billion Settlement with J&J"
152.	56	Watts Deposition Exhibit 4 - Slides re Talc Settlement, presented April 12, 2023
153.	57	Watts Deposition Exhibit 5 – Still shots of video presentation
154.	58	Birchfield Deposition Exhibit 001 - 9/5/2020 Email from Birchfield to Murdica re: **Confidential** with attachment "TALC TERM SHEET (AN-5PM) (9-4-20).docx"
155.	59	Birchfield Deposition Exhibit 002 – Confidential Settlement Term Sheet, dated 9/4/2020 5:20 PM
156.	60	Birchfield Deposition Exhibit 004 – PowerPoint entitled, "Value of Ovarian Cancer Claims"
157.	61	Birchfield Deposition Exhibit 005 – Beasley Allen webpage entitled, "Talcum Powder Verdicts"

Designation No.	Exhibit No.	Description
158.	62	Birchfield Deposition Exhibit 006 – Beasley Allen webpage entitled, “Talcum Powder”
159.	63	Birchfield Deposition Exhibit 007 – Results NeoTYPE Analysis Discovery Profile for Debra Henry, dated 5/4/2020
160.	64	Birchfield Deposition Exhibit 008 – Medical Report of Susan Vogeler, dated 4/24/2018
161.	65	Birchfield Deposition Exhibit 009 – National Cancer Institute webpage entitled, “Ovarian, Fallopian Tube, and Primary Peritoneal Cancers Prevention (PDQ) – Health Professional Version”
162.	66	My Cancer Genome, Malignant Mesothelioma webpage
163.	67	Excerpts from 8/20/2020 Sylvester Reyes Deposition Transcript
164.	68	Molton Deposition Exhibit 0001 – Email chain between Greg Gordon and David Molton re: LTL
165.	69	Watts Deposition Exhibit 6 – Email from Watts to Murdica and Itkin re: RSA-Talc with an attachment entitled, “RESTRUCTURING SUPPORT AGREEMENT-LTL (20230226- MCW).docx”

Deposition Transcripts⁷

Designation No.	Date of Deposition	Deponent
166.	April 14, 2023	Eric Haas
167.	April 14, 2023	John Kim
168.	April 15, 2023	Adam Pulaski
169.	April 16, 2023	James Murdica
170.	April 17, 2023	Mikal Watts
171.	April 17, 2023	Richard Dickinson
172.	April 17, 2023	David Molton
173.	April 17, 2023	Andy Birchfield

⁷ As to each designated deposition transcript, the TCC also designates all exhibits admitted into evidence in connection with such deposition. Certain portions of the deposition transcripts and exhibits have been designated confidential by LTL and/or the TCC.

CERTIFICATION REGARDING TRANSCRIPTS

Federal Rule of Bankruptcy Procedure 8009(b)(1) requires an appellant to either: (i) order from the reporter a transcript of such parts of the proceedings not already on file as the appellant considers necessary for the appeal and file a copy of the order with the bankruptcy clerk, or (ii) file with the bankruptcy clerk a certificate stating that the appellant is not ordering a transcript. Appellant hereby certifies to the Clerk of Court that it is not ordering any transcripts that are not already included in the record on appeal.

Dated: May 18, 2023

/s/ Daniel M. Stolz

Daniel M. Stolz, Esq.
GENOVA BURNS LLC
110 Allen Rd., Suite 304
Basking Ridge, NJ 07920
Telephone: (973) 230-2095
Email: DStolz@genovaburns.com

*Proposed Local Counsel to the Official
Committee of Talc Claimants*